

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 8, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:30 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, October 1, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)

MOTION: Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting dated October 1, 2002. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

- A. **Juvenile Justice Review Committee recommendations for distribution of Legislative Bill 640 funds - Kit Boesch, Human Services Director**

Kit Boesch, Human Services Director, appeared and indicated that recommendations of the Juvenile Justice Review Committee regarding the distribution of Legislative Bill 640 funds were presented at the October 3, 2002 staff meeting.

2) **SPECIAL PRESENTATIONS CONTINUED:**

MOTION: Stevens moved and Hudkins seconded approval of the recommendations of the Juvenile Justice Review Committee for distribution of LB 640 funds. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

3) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

4) **CLAIMS: Approval of all claims processed through Tuesday, October 8, 2002.**

MOTION: Heier moved and Hudkins seconded approval of all claims processed through October 8, 2002. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

5) **PUBLIC HEARINGS:**

A. Continuation of a public hearing regarding an application for Corporate Manager for Teri L. Ernisse and a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Chace Enterprises, Inc. d/b/a Silver Spoke Saloon, located at 1400 Saltillo Road, Lincoln, Lancaster County, Nebraska.

The Chair reconvened the public hearing and asked if anyone wished to testify in favor, in opposition or in a neutral position.

No one appeared and the hearing was closed.

MOTION: Campbell moved and Hudkins seconded to request the County Attorney's Office to prepare a resolution approving the application for Corporate Manager for Teri L. Ernisse and a Class B (Beer Off Sale Only) and a Class M (Bottle Club) liquor license for Chace Enterprises, Inc. d/b/a Silver Spoke Saloon, located at 1400 Saltillo Road, Lincoln, Lancaster County, Nebraska. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

5) **PUBLIC HEARINGS CONTINUED:**

The Chair requested that Public Hearing Items 5B and 5C be heard together.

B. County Special Permit 196, View Pointe North Community Unit Plan, requested by Lyle Loth of ESP on behalf of Willard Giebenrath, consisting of 14 single family lots/dwelling units and five outlots, with associated waiver requests, on property generally located at North 70th Street and Waverly Road in Lancaster County, Nebraska.

C. County-City Preliminary Plat 02014, View Pointe North, requested by Lyle Loth of ESP on behalf of Willard Giebenrath, consisting of 14 single family lots/dwelling units and five outlots, with associated waiver requests, on property generally located at North 70th Street and Waverly Road in Lancaster County, Nebraska.

The Chair opened the public hearings and asked if anyone wished to testify in favor of the proposal.

Tom Huston, attorney representing applicant, appeared and distributed documentation consisting of the following: (Exhibit 1)

- ▶ Site map and topographical map
- ▶ Information from the Nebraska Department of Environmental Quality regarding lagoons and setback distances
- ▶ Site map noting locations of existing wells

Huston explained that the Planning Commission recommended denial of the Special Permit and Preliminary Plat, however, additional information was generated addressing their concerns. Brief discussion followed regarding compliance with the Comprehensive Plan, sanitary sewer issues relating to the ability to service 13 additional lots, the potential conflict of acreage use and agricultural use and quantity and quality of water.

Huston also noted that the applicant would be requesting a condition be added for an additional road connecting the subdivision to North 70th Street.

Submitted into the record were the following:

- ▶ Letter from Brian Johnson, Waverly Fire Chief, regarding adequate access for fire protection apparatus (Exhibit 2)
- ▶ Letter from Doug Nagel, 12505 North 27th Street, supporting the proposals (Exhibit 3)

5) **PUBLIC HEARINGS CONTINUED:**

David Johnson, Deputy County Attorney, requested County Board Factsheet for County Special Permit 196 (Exhibit 4) and County Board Factsheet for County-City Preliminary Plat 02014 (Exhibit 5) be entered into the record.

All individuals testifying in support or in opposition to the proposals were administered the oath by the County Clerk.

The following persons appeared in support of County Special Permit 196 and County-City Preliminary Plat 02014:

- ▶ Jim Nagel, 11505 North 56th Street, Lincoln, Nebraska
- ▶ Harry Muhlbach, 14605 North 56th Street, Lincoln, Nebraska

The following individuals appeared in opposition to the proposals and addressed concerns regarding water quality and quantity, type of septic system, right to farm and complaints regarding boarding facilities for dogs:

- ▶ Julie Burns, 12909 North 70th Street, Lincoln, Nebraska
- ▶ Paul Marcussen, 5705 Waverly Road, Lincoln, Nebraska (written testimony was submitted into the record (Exhibit 6))
- ▶ Howard Weigers, 12303 North 70th Street, Lincoln, Nebraska
- ▶ Wayne Nielsen, 13800 North 70th Street, Lincoln, Nebraska
- ▶ Deborah Harris, 12301 North 70th Street, Lincoln, Nebraska
- ▶ Dan Bissell, 12200 North 70th Street, Lincoln, Nebraska
- ▶ Brian Burns, 12909 North 70th Street, Lincoln, Nebraska

Extensive discussion took place regarding septic systems and water quantity and quality.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

MOTION: Campbell moved and Stevens seconded approval of County Special Permit 196 and County-City Preliminary Plat 02014 and requested the County Attorney's Office prepare a resolution to include all conditions as discussed, to request that the conditions be reviewed by the applicant, the Planning Department and the County Engineer and to place the resolution on a future agenda under "New Business" to allow the County Board to review the conditions.

5) **PUBLIC HEARINGS CONTINUED:**

General consensus to also include language in the resolution relating to the "right to farm" and the application of sludge, the right for kennels to operate, the addition of a new road and a 60 foot turn around at the end of Emma Walter Road for emergency vehicles.

ROLL CALL: Heier, Workman, Hudkins, Campbell and Stevens voted aye.
Motion carried.

D. Proposed use of Local Law Enforcement Block Grant Funds, in the amount of \$106,960, by the Lancaster County Sheriff. The funds will be used for adult drug court portable radios.

The Chair opened the public hearing and asked if anyone wished to testify in favor, in opposition or in a neutral position to the funds.

Bill Jarrett, Chief Deputy Sheriff, appeared and explained that \$49,331 of the \$106,960 would support the drug court. The remaining amount, \$57,629, would be earmarked for equipment for the Sheriff's Office.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

No action needed.

E. Issuance of Industrial Development Revenue Bonds (Plastic Companies Enterprises, Inc. Project), not to exceed \$1,300,000, pursuant to Reissue Revised Statutes of Nebraska, 1997, Sections 13-1101 et seq., as amended, the proceeds of which will be used to defray all or a portion of the cost of acquiring and installing certain equipment for the molding of plastics and related necessary and appropriate equipment and facilities located in Lancaster County, Nebraska and to be operated by Plastic Companies Enterprises, Inc. a Texas corporation, and its wholly owned subsidiaries, Geist Manufacturing, Corp. and Heinke Technology, Inc., and to discuss matters relating to the final authorization, sale and issuance of such bonds. The bonds will be a limited obligation of Lancaster County and the interest thereon will be payable solely from the revenues derived from a lease agreement.

5) **PUBLIC HEARINGS CONTINUED:**

The Chair opened the public hearing and asked if anyone wished to testify in favor, in opposition or in a neutral position to the issuance.

Andrew Romshek, bond counsel for Plastic Companies Enterprises, Inc., appeared and gave a brief explanation regarding the tax exempt bond issuance.

Also appearing were Shelly Carpenter, Chief Financial Officer of Plastic Companies Enterprises, and Sam Featherstone, Chief Executive Officer of Plastic Companies Enterprises.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

6) **NEW BUSINESS:**

A. A resolution in the matter of granting public approval within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended, and authorizing the sale and issuance in one or more series pursuant to a plan of financing of not to exceed \$1,300,000 of Industrial Development Revenue Bonds (Plastic Companies Enterprises, Inc. Project), in accordance with Section 13-1101 to 13-1110, inclusive, Reissue Revised Statutes of Nebraska, 1997, as amended, for the purpose of financing an Industrial Development Project consisting of the acquisition and installation of certain equipment for the molding of plastics and related necessary and appropriate equipment and facilities located in Lancaster County, Nebraska, which bonds and the interest thereon shall be payable solely from the amounts to be paid by Plastic Companies Enterprises, Inc. under a lease agreement among the County, the Company and the Purchaser of such bonds which amounts are pledged to the payment of the bonds; approving and authorizing the execution of an escrow agreement among the County, the Company, the Purchaser and West Gate Bank, as escrow agent; approve and authorizing execution of the lease agreement among the County, the Company, and the Purchaser of the bonds with respect to the project containing certain options and covenants to purchase said project; approving and authorizing execution of a tax regulatory agreement and arbitrage certificate among the County, the Company and the

6) **NEW BUSINESS CONTINUED:**

Purchaser; and determining that said bonds shall not constitute or give rise to any pecuniary liability of Lancaster County, in the State of Nebraska or charge against its general credit or taxing powers.

MOTION: Hudkins moved and Heier seconded approval of a resolution in the matter of granting public approval within the meaning of Section 147(f) of the Internal Revenue Code of 1986, as amended, and authorizing the sale and issuance in one or more series pursuant to a plan of financing of not to exceed \$1,300,000 of Industrial Development Revenue Bonds (Plastic Companies Enterprises, Inc. Project), in accordance with Section 13-1101 to 13-1110, inclusive, Reissue Revised Statutes of Nebraska, 1997, as amended, for the purpose of financing an Industrial Development Project consisting of the acquisition and installation of certain equipment for the molding of plastics and related necessary and appropriate equipment and facilities located in Lancaster County, Nebraska, which bonds and the interest thereon shall be payable solely from the amounts to be paid by Plastic Companies Enterprises, Inc. under a lease agreement among the County, the Company and the Purchaser of such bonds which amounts are pledged to the payment of the bonds; approving and authorizing the execution of an escrow agreement among the County, the Company, the Purchaser and West Gate Bank, as escrow agent; approving and authorizing execution of the lease agreement among the County, the Company, and the Purchaser of the bonds with respect to the project containing certain options and covenants to purchase said project; approving and authorizing execution of a tax regulatory agreement and arbitrage certificate among the County, the Company and the Purchaser; and determining that said bonds shall not constitute or give rise to any pecuniary liability of Lancaster County, in the State of Nebraska or charge against its general credit or taxing powers. Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

B. An agreement with the University of Nebraska Medical Center College of Nursing to permit UNMC students to participate in patient care at the Community Mental Health Center. The term of the agreement is one year effective July 1, 2002 with automatically renewable terms. The agreement has a 60 day termination clause. (C-02-0501)

6) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Heier seconded approval of an agreement with the University of Nebraska Medical Center College of Nursing to permit UNMC students to participate in patient care at the Community Mental Health Center. The term of the agreement is one year effective July 1, 2002 with automatically renewable terms. The agreement has a 60 day termination clause. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

C. Interlocal agreements with Gage and Washington counties for the safekeeping, care and sustenance of juveniles while at the Lancaster County Juvenile Detention Center. Gage and Washington counties will pay the County at a rate of \$200 per day for youth placed at the Juvenile Detention Center. The agreements are effective upon execution by both parties and have a 30 day termination provision. (C-02-0502 and C-02-0503)

MOTION: Heier moved and Campbell seconded approval of interlocal agreements with Gage and Washington counties for the safekeeping, care and sustenance of juveniles while at the Lancaster County Juvenile Detention Center. Gage and Washington counties will pay the County at a rate of \$200 per day for youth placed at the Juvenile Detention Center. The agreements are effective upon execution by both parties and have a 30 day termination provision. Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

D. An agreement with Warren F. Cook and Associates for consulting services for the coordination of adult offender services, beginning October 1, 2002 and ending June 30, 2003. The County will pay up to \$30,000 upon receipt of proper documentation and reports from the contractor. (C-02-0500)

MOTION: Heier moved and Stevens seconded approval of an agreement with Warren F. Cook and Associates for consulting services for the coordination of adult offender services, beginning October 1, 2002 and ending June 30, 2003. The County will pay up to \$30,000 upon receipt of proper documentation and reports from the contractor. Campbell, Heier, Stevens, Workman and Hudkins voted aye. Motion carried.

6) NEW BUSINESS CONTINUED:

E. An agreement with the University of Nebraska, Department of Psychology, Psychological Consultation Center for the provision of psychological evaluation services for individuals enrolled in the Lancaster County Adult Drug Court. The County will pay \$1,000 per month for supervision and administrative costs related to the services. The County will also pay up to \$150 per participant should the individual enrolled in the Lancaster County Adult Drug court not pay the University within 30 days of receipt of an invoice for psychological services provided. The term of the agreement is October 1, 2002 to September 30, 2003. (C-02-0505)

MOTION: Campbell moved and Heier seconded approval of an agreement with the University of Nebraska, Department of Psychology, Psychological Consultation Center for the provision of psychological evaluation services for individuals enrolled in the Lancaster County Adult Drug Court. Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

F. A grant contract with Berniklau Educational Solutions Team (B.E.S.T.) to provide management of the project and grant funds for a day reporting center for six juveniles at a rate of \$50 per day for 260 days a year. The term of the agreement is from July 1, 2002 to June 30, 2003. The County shall make a grant in the amount of \$78,000. (C-02-0506)

MOTION: Heier moved and Campbell seconded approval of a grant contract with Berniklau Educational Solutions Team (B.E.S.T.) to provide management of the project and grant funds for a day reporting center for six juveniles at a rate of \$50 per day for 260 days a year. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

G. A grant contract with the Rape/Spouse Abuse Crisis Center for the oversight and management of two full-time advocates who supply enhanced 24 hour advocacy to victims. The County shall make a grant in the amount of \$56,858 for the services. The term of the agreement is from June 1, 2002 to May 31, 2003. (C-02-0507)

6) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Heier seconded approval of a grant contract with the Rape/Spouse Abuse Crisis Center for the oversight and management of two full-time advocates who supply enhanced 24 hour advocacy to victims. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

H. A grant contract with Cedars Youth Service, Inc. to provide funding for "Teaching and Learning with Children", Housing and Children's Shelter and the Freeway Station. The County will provide a grant in the amount of \$275,000 to support these programs. The term of the agreement is from July 1, 2002 to June 30, 2003. (C-02-0508)

MOTION: Heier moved and Hudkins seconded approval of a grant contract with Cedars Youth Service, Inc. to provide funding for "Teaching and Learning with Children", Housing and Children's Shelter and the Freeway Station. Stevens, Workman, Heier and Hudkins voted aye. Campbell abstained from voting. Motion carried.

I. An agreement with Nebraska Machinery for the purchase of two Caterpillar Model 140H motor graders. The cost of the motor graders is \$356,800 minus \$50,000 for trade-in of county machines 337 and 330. The total cost to be paid to Nebraska Machinery is \$306,800. (C-02-0509)

MOTION: Hudkins moved and Stevens seconded approval of an agreement with Nebraska Machinery for the purchase of two Caterpillar Model 140H motor graders. The cost of the motor graders is \$356,800 minus \$50,000 for trade-in of county machines 337 and 330. The total cost to be paid to Nebraska Machinery is \$306,800. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

J. An agreement with Alliance Holding LLC regarding Lancaster County Tax Sale Certificate 34813 and Lancaster County Treasurer's Tax Deed dated August 23, 2002. (C-02-0513)

MOTION: Hudkins moved and Heier seconded approval of an agreement with Alliance Holding LLC regarding Lancaster County Tax Sale Certificate 34813 and Lancaster County Treasurer's Tax Deed dated August 23, 2002. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

6) NEW BUSINESS CONTINUED:

K. An amendment to a grant contract with Cedars Youth Services. The grant contract was under Contract Number C-02-129 and was for the purpose of providing management support to the Clyde Malone Center. The original grant contract was in the amount of \$6,000. The amendment provides an additional \$4,000 in funds for a total grant in the amount of \$10,000. (C-02-0504)

MOTION: Hudkins moved and Stevens seconded approval of an amendment to a grant contract with Cedars Youth Services. The grant contract was under Contract Number C-02-129 and was for the purpose of providing management support to the Clyde Malone Center. Stevens, Workman, Hudkins and Heier voted aye. Campbell abstained from voting. Motion carried.

L. Addendum number two to a food services agreement with Aramark Correctional Services, Inc. clarifying that Cornhusker Place has been made a party to the agreement between Lancaster County and Aramark and will be billed directly in accordance with the price structure as outlined in the original agreement, which is under County contract number C-02-0454. Aramark recognizes that the County is not responsible for any losses, claims or payment to Aramark as a result of services provided to Cornhusker Place. (C-02-0514)

MOTION: Heier moved and Stevens seconded approval of addendum number two to a food services agreement with Aramark Correctional Services, Inc. clarifying that Cornhusker Place has been made a party to the agreement between Lancaster County and Aramark and will be billed directly in accordance with the price structure as outlined in the original agreement, which is under County contract number C-02-0454. Aramark recognizes that the County is not responsible for any losses, claims or payment to Aramark as a result of services provided to Cornhusker Place. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

M. A political subdivision tort claim filed against Lancaster Manor by Naoma Hilligoss, on behalf of Nona Gardner, for lost property, in the amount of \$838.

MOTION: Heier moved and Campbell seconded to accept the Director's recommendation and deny the claim.

Naoma Hilligoss, representative for Nona Gardner, appeared and briefly explained the claim.

Hudkins suggested that the claim be held to allow for further review.

MOTION: Hudkins moved and Stevens seconded to defer action on the political subdivision tort claim filed against Lancaster Manor by Naoma Hilligoss, on behalf of Nona Gardner, for lost property, in the amount of \$838. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. **County Clerk's Monthly Report for September, 2002.**
2. **Lancaster Manor's Monthly Report.**
3. **Lincoln Airport Authority's Audit Report for the Fiscal Year 2001-2002.**

B. Setting of a public hearing for Tuesday, November 12, 2002 at 7:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2003 through June 30, 2008 as proposed by the Lancaster County Engineer.

7) CONSENT ITEMS CONTINUED:

- C. A resolution in the matter of authorizing the replacement of a temporary "Watch for Turning Truck" sign on West Denton Road in advance of 7700 West Denton with a permanent "Driveway Warning" sign. (R-02-0122)
- D. A leasehold contract relating to bridge construction between the Lancaster County Engineering Department and Al Layman, in the amount of \$10, at 27100 South 148th Street; Project 03-17, Bridge Y-74. (C-02-0510)
- E. Right-of-way contracts relating to bridge construction between the Lancaster County Engineering Department and the following individuals:
 - ▶ Johanna Hesser, in the amount of \$45, at 14401 Pella Road; Project 03-17, Bridge Y-74. (C-02-0511)
 - ▶ James and Mary Erickson, in the amount of \$84, near South 148th Street and Pella Road; Project 03-17, Bridge Y-74. (C-02-0512)

MOTION: Hudkins moved and Stevens seconded approval of the Consent Items. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

8) EMERGENCY ITEMS AND OTHER BUSINESS:

There being no emergency items or other business the meeting proceeded as planned.

9) PENDING:

- A. Comprehensive Plan Amendment 27b, 1998 Comprehensive Plan Annual Review, requested by Peter Katt for Steve Champoux, to revise the Land Use Plan to change 124 acres from Agricultural to Low Density Residential at the northwest corner of 134th and "A" Streets in Lancaster County, Nebraska. (1998937)
- B. County Change of Zone 147, requested by Peter Katt for Steve Champoux, from "AG" Agricultural to "AGR" Agricultural Residential on property located at the northwest corner of 134th and "A" Streets in Lancaster County, Nebraska. (1998938)

9) **PENDING CONTINUED:**

MOTION: Campbell moved and Heier seconded to remove Pending Items 9A and 9B from the agenda. Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

10) **ADJOURNMENT:**

MOTION: Heier moved and Campbell seconded adjournment of the Board of Commissioners meeting at 4:36 p.m. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 8, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
Scott Gaines, Chief Deputy County Assessor
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Chief Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization was convened at 4:36 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 1, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Stevens moved and Campbell seconded approval of the minutes of the Board of Equalization meeting dated October 1, 2002. Campbell, Hudkins, Workman and Stevens voted aye. Heier abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 37 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Campbell seconded approval of 37 additions and deductions to the tax assessment rolls. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Gateway Manor, Inc.
Temple Baptist Church**

MOTION: Hudkins moved and Stevens seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

5) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY:**

Setting of a public hearing for Tuesday, October 22, 2002 in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for A & E Inc.

MOTION: Heier moved and Campbell seconded to set a public hearing for Tuesday, October 22, 2002 in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for A & E Inc. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

6) **APPEALS FILED ON LATE FILING PENALTY ON PERSONAL PROPERTY FOR THE FOLLOWING:**

**Papa Murphy's of Nebraska, LLC
Valentino's**

Scott Gaines, Chief Deputy County Assessor, gave a brief explanation of State Statute and recommended that the appeals be denied.

MOTION: Campbell moved and Heier seconded to accept the recommendation of the Chief Deputy County Assessor and deny the appeals filed by Papa Murphy's of Nebraska, LLC and Valentino's. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

7) **REMOVAL OF 2002 451 TAX EXEMPTION ON REAL PROPERTY FOR HOPE REFORMED CHURCH:**

Gaines explained that the property was sold.

MOTION: Campbell moved and Stevens seconded approval of the removal of the 2002 451 tax exemption on real property for Hope Reformed Church. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

8) **APPROVAL OF 2002 451 TAX EXEMPTIONS ON REAL AND PERSONAL PROPERTY FOR THE FOLLOWING:**

The Catholic Bishop of Lincoln (2 exemptions)

MOTION: Heier moved and Stevens seconded approval of the 2002 451 tax exemptions on real and personal property for The Catholic Bishop of Lincoln. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

9) **DENIAL OF 2002 451 TAX EXEMPTIONS ON REAL PROPERTY FOR THE MANOR OF LINCOLN, INC. D/B/A VILLAGE MANOR:**

MOTION: Campbell moved and Heier seconded denial of a 2002 451 tax exemption on real property for The Manor of Lincoln, Inc. d/b/a Village Manor. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

10) **ADJOURNMENT:**

MOTION: Heier moved and Campbell seconded adjournment of the Board of Equalization meeting at 4:42 p.m. Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

Bruce Medcalf

County Clerk